SINGLE BENCH

CF 2001

IN THE HIGH COURT OF JUDICATURE OF C.G. AT BILASPUR

WRIT PETITION (S) NO. 4738 /2006

PETITIONERS

(1) Harsh Baghav, son of late Shri Sadhu Ram Baghav, aged about 22 years, resident of village Deepatoli Jashpur Nager, Behind of Jain Mandir Jashpur Nager, District Jashpur (Chhattisgarh).

(2) Smt. Radha Devi Baghav, Widow of Sadhu Ram Baghav, aged 54 years, resident of Deepatoli Jashpur Nager, Behind of Jain Mandir Jashpur Nager, District Jashpur (Chhattisgarh).

P.R. No. 4645/06
Presented by Shri A.R. Yadav
dated 24.8.06

VERSUS

RESPONDENTS

(1) Panjab National Bank, Through Deputy General Manager Head Office Bhikhaji Gamma Place Africa Avenue New Delhi.

(2) Panjab National Bank, Through Regional Manager Region Office Jabalpur 1227 Napier Town Jabalpur.

(2) (8)

(3) Panjab National Bank Branch

Darsani Sihor, Through Manage

Darsani Branch Sihore (M.P.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA.

(63)

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition No. 4738 of 2006

Petitioners: Harsh Baghav and another

Versus

Respondents: Panjab National Bank & others

Single Bench: Hon'ble Mr. Justice **Satish K. Agnihotri**.

Shri J.S. Baraik, Advocate for the petitioners.

ORAL ORDER

(4th September, 2006)

The following order of the Court is passed by **Satish K. Agnihotri, J.**

1. Learned counsel for the petitioners submits that father of the petitioner No. 1 namely Shri Sadhu Ram Baghav, while working as Cashier in the respondent/Bank, died in harness on 28.11.1996 (Annexure P/1).
2. The petitioner No. 1, being dependent and legal heir of the deceased Shri Sadhu Ram Baghav made an application for compassionate appointment.
3. According to learned counsel for the petitioners, the respondent/Bank has informed to the petitioner No. 1 that there was no provision of compassionate appointment. However, the petitioners were entitled to ex-gratia amount, keeping in view the facts and circumstances of the case.

(64)

4. Learned counsel for the petitioners further submits that the petitioner No. 1 has made an application, which is pending consideration before the respondent/Bank.

5. The petitioner No. 1 seeks a direction to the respondent/Bank for disposal of his application within a stipulated time. In normal circumstances, the petitioner's prayer for a direction for disposal of the application for grant of ex-gratia amount is not maintainable. However, in the facts and circumstances of the case, the respondent/Bank is directed to consider and decide application of the petitioner No. 1 for grant of ex-gratia amount pending before the respondent/Bank within a period of two months with the aforementioned observation, in accordance with law.

6. Accordingly, the writ petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Bablu